

STATE OF CALIFORNIA
ENVIRONMENTAL PROTECTION AGENCY
DEPARTMENT OF TOXIC SUBSTANCES CONTROL

IN THE MATTER OF:)	Docket No: SRPD 00/01 SNS-4132
)	
Hillerich & Bradsby Co., Inc.)	
1800 South Archibald Avenue)	STIPULATION AND ORDER
Ontario, California 91761)	
)	
EPA ID CAD 983 600 032)	
)	Health and Safety Code
Hillerich & Bradsby Co., Inc.)	
Respondent.)	Section 25187
_____)	

INTRODUCTION

The State Department of Toxic Substances Control (Department) and Hillerich & Bradsby Co., Inc. enter into this Stipulation and Order (Order) and agree as follows:

1. A dispute exists regarding the draft Enforcement Order (Docket No SRPD 00/01 SNS-4132) issued by the Department on December 21, 2000.

2. The parties wish to avoid the expense of further litigation and to ensure prompt action to achieve the Schedule for Compliance below.

3. Jurisdiction exists pursuant to Health and Safety Code (HSC) section 25187.

4. Respondent waives any right to a hearing in this matter.

5.1. Respondent's Tiered Permitting Phase I Environmental Checklist (Checklist) concludes that their facility requires no further investigation at this time.

5.2. This Order shall constitute full settlement of the violations alleged in the draft Enforcement Order, but does not limit the Department from taking appropriate enforcement action concerning other violations.

SCHEDULE FOR COMPLIANCE

6. Respondent submitted to the Department a completed Phase I environmental Assessment(Phase I Checklist) as specified in HSC section 25200.14 (b) and Title 22, California Code of Regulations, section 67450.13 (a) (8) on December 18, 2000.

PAYMENTS

7. Respondent shall pay to the Department a total of \$4,500.00, which is reimbursement of the Department's administrative costs according to the following payment schedule.

\$ 1,125.00 by March 10, 2001

\$ 1,125.00 by July 10, 2001

\$ 1,125.00 by November 10, 2001

\$ 1,125.00 by February 10, 2002

EFFECTIVE DATE

8. The effective date of this Order is the date it is signed by the Department.

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INTEGRATION

9. This agreement constitutes the entire agreement between the parties and may not be amended, supplemented, or modified, except as provided in this agreement.

Dated: 2/5/01

(Signed James M. Early)
Signature of Respondent's
Representative

Dated: 2/5/01

James M. Early, Process Engineer
Typed or Printed Name and Title of
Respondent's Representative

Dated: 2/14/01

(Signed Yvonne Sanchez)
Yvonne Sanchez
Unit Chief
Southern California Branch
State Regulatory Programs Division